# Sixth Appellate District

San Jose, California

## TUESDAY, MAY 30, 2000

#### H018889 PEOPLE v LARGE

The judgment is affirmed. (not published) (Premo, J.; We concur: Cottle, P.J., Elia, J.) Filed May 30, 2000

### WEDNESDAY, MAY 31, 2000

#### H019786 MC CORD v AVILLA

The judgment is affirmed. (not published) (Elia, J.; We concur: Cottle, P.J., Mihara, J.) Filed May 31, 2000

#### H019946 PEOPLE v. HICKMAN

The conviction is affirmed. The admission of the prior allegations is reversed, and the matter is remanded to the trial court to determine the truth of the allegations and for resentencing. (not published) (Cottle, P.J.; We concur: Elia, J., Mihara, J.) Filed May 31, 2000

#### H020406 PEOPLE v. CARLOS O.

The dispositional order is affirmed. (not published) (Wunderlich, J.; We concur: Premo, Acting P.J., Bamattre-Manoukian, J.) Filed May 31, 2000

#### H018109 MARRIAGE OF DEERING

The order denying the petition is affirmed. Each party shall bear his or her own costs on appeal. (not published) (Wunderlich, J.; We concur: Bamattre-Manoukian, Acting P.J., Mihara, J.) Filed May 31, 2000

# Sixth Appellate District

San Jose, California

# Wednesday, May 31, 2000 (continued)

H019385 PEOPLE v. NGO
The judgment is affirmed. (not published)
(Wunderlich, J.; We concur: Premo, Acting P.J., Bamattre-Manoukian, J.)
Filed May 31, 2000

#### THURSDAY, JUNE 1, 2000

H019213 GRINNELL CORPORATION v. CASA DE LOS AMIGOS

The judgment is reversed. The matter is remanded for trial.

Costs on appeal are awarded to Grinnell. (not published)

(Premo, J.; We concur: Cottle, P.J., Elia, J.)

Filed June 1, 2000

H019918 DUNNIWAY, an Incompetent Person, etc. v. LIFEGUARD LIFE INSURANCE COMPANY, et al.

(Filed order modifying opinion.) Petition for rehearing is denied. There is no change in the judgment. (not published) (Cottle, P.J.; We concur: Bamattre-Manoukian, J., Wunderlich, J.) Filed June 1, 2000

H020690 CRAIK, et al. v. COUNTY OF SANTA CRUZ, et al.; ODENWELLER, et al.

The opinion which was filed on May 3, 2000, is certified for publication.

(Premo, Acting P.J.; We concur: Bamattre-Manoukian, J., Wunderlich, J.) Filed June 1, 2000

# Sixth Appellate District

San Jose, California

# Thursday, June 1, 2000 (continued)

H020353 THE PEOPLE v CARLOS M.

Minor's commitment to CYA should be no longer than five years, six months. The two months for vandalism should be stricken. The juvenile court is directed to notify the custodial authorities of this change in the disposition. As so modified, the disposition is affirmed. (not published) (Bamattre-Manoukian, J.; We concur: Premo, Acting P.J., Wunderlich, J.) Filed June 1, 2000

H016871 PEOPLE v. SAY SENGPADYCHITH
H020131 In re SAY SENGPADYCHITH on Habeas Corpus.

The judgment is reversed. The case is remanded for resentencing in accordance with the views expressed in this opinion. No gang enhancement applies to count 7. Gang carrying enhancements (§ 12021.5) of counts 1 through 4 must be stayed. Counts 1 through 4 cannot be enhanced under section 186.22. Reasons must be stated if the great bodily injury enhancement (§ 12022.7) is imposed consecutive to the personal use enhancement (§ 12022.5) on count 1.

Defendant's petition for habeas corpus is denied. (not published)

(Bamattre-Manoukian, Acting P.J.; We concur: Wunderlich, J., Mihara, J.)
Filed June 1, 2000

H018662 TSUKIJI FARMS v. ALRB; UFW-AFL-CIO

The order of the ALRB is affirmed. (not published)
(Elia, J.; We concur: Cottle, P.J., Premo, J.)
Filed June 1, 2000

# In The Court Of Appeal Of The State Of California 100 Sixth Appellate District

San Jose, California

# FRIDAY, JUNE 2, 2000

H020081 SANTA CLARA COUNTY DEPARTMENT OF FAMILY AND CHILDREN'S SERVICES v. SHIRLEY B., et al.

The orders appealed from are affirmed. (not published) (Elia, J.; We concur: Cottle, P.J., Mihara, J.) Filed June 2, 2000

H020306 In re STEVEN M., et al.; DFCS v. TRACY M.

The orders appealed from are affirmed. (not published)
(Elia, J.; We concur: Cottle, P.J., Mihara, J.)
Filed June 2, 2000